

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JOHN M. WEATHERS, et al., v. THE SCHOOL DISTRICT OF PHILADELPHIA, et al.	CIVIL ACTION NO. 18-3982
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ORDER

AND NOW, this 17th day of August 2020, upon consideration of Defendant's Motion for Summary Judgment (ECF 38), Plaintiff's response (ECF 40), the District's reply (ECF 42), a hearing, and the parties' supplemental briefing; and for the reasons given in the accompanying memorandum, it is hereby **ORDERED** as follows:

1. Defendant's Motion is **GRANTED** as to Count III and **DENIED** as to Count IV; and
2. This case is **REMANDED** to the Court of Common Pleas of Philadelphia County, Pennsylvania.

BY THE COURT:

s/ Michael M. Baylson

Michael M. Baylson, U.S.D.J.